# BOARD OF SELECTMEN MEETING MINUTES 11/15/11

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The Board of Selectmen met in the Town Hall, Joseph F. Bilotta Meeting Room as scheduled with Paula Bertram, Steven M. deBettencourt, Ernie Sund, Tom Alonzo, Dave Matthews and Town Manager Kerry Speidel present. Meeting opened at 7:00 P.M. with the Pledge of Allegiance

# **PUBLIC COMMENT**

Tom announced the Chester Mossman Teen Center will be having a fundraiser; Mystery Theater @ 300 Water Street, Leominster MA. Tickets available @ CMTC.

# **ANNOUNCEMENTS**

- 1. Yard Waste Days The Lunenburg Landfill, off of Youngs Road will be open for consecutive Saturdays, OCTOBER 15TH NOVEMBER 19TH 8:00 a.m. to 4:00 p.m. Guidelines for disposal of yard waste for Lunenburg residents: Acceptable material: grass clippings, bark mulch, wood chips, leaves, brush (with a diameter not to exceed 3 inches...unlimited length). Shrubbery and plantings; with the same restrictions. Any container; bags, boxes, barrels, trashcans, tarps, flower pots, etc., must be removed and taken by the resident. No household garbage, trash, or rubbish of any kind will be accepted. No materials within the Landfill area; sand, stone, gravel, etc. are to be given away or sold. Access will be restricted to the disposal area. Commercial landscapers will not be allowed to dump. Open to Lunenburg residents only. Travel permitted only on Town easement. No trespassing on Tri-town Landing Development. Board will discuss option of extending the dates at their next meeting on November 11th, Storm debris will also be accepted.
- 2. Last two HHW Events held at the DEVENS REGIONAL HOUSEHOLD HAZARDOUS PRODUCTS COLLECTION CENTER for 2011 @ 9 Cook St., Devens www.DevensHHW.com (978) 501-3943 fees for disposal are scheduled for Wednesday, December 7th & the following Saturday, December 10th @ 9:00 AM to 12:00 PM (weather permitting. OPEN TO RESIDENTS AND PRE-REGISTERED BUSINESSES OF MEMBER TOWNS ONLY, Ayer Bolton Devens Groton Harvard Lancaster Littleton Lunenburg Townsend. Proof of residency is required.

# **APPOINTMENTS**

- 1. 7:00 PM Classification Hearing, Establish Tax Rate for FY12 Town of Lunenburg, Public Hearing Notice, The Board of Selectmen for the Town of Lunenburg will hold a Public Hearing as required by M.G.L. Chapter 40, §56, on the issue of allocating the local property tax levy among the four classes of real and personal property for FY'12. This hearing will be held on November 15, 2011 @ 7:00 PM in the Joseph F. Bilotta Conference Room, 2nd floor, Town Hall, 17 Main Street, Lunenburg, MA. David J. Matthews, Chairman, Board of Selectmen. Harald Scheid, Regional Assessor was present and introduced Matthew Lapini (new Assessor to the Board). Provided the attached information on "Tax Rate Options". Board of Assessors has voted to recommend that the Board of Selectmen adopt a unified assessement across all classifications of properties. Noted that we have not yet received new growth certification, but if for some reason had to alter the tax rate revenue, may alter tax rate as we have shown here. Tom move to adopt a unified tax rate as presented, Steve seconded, voted unanimously.
- 2. 7:30 PM Review Alternative Analysis for Summer Redesign, Joint Session with Planning Board Trish Domigan from VHB presented a Power Point presentation of the Summer Street Transportation Improvements and reviewed the scope of alternative analysis that included site walks with the communities of Fitchburg & Leominster. Look at traffic counts, key intersections, whether traffic signals are needed and traffic data collections at key intersections in the three communities.

The Summer Street Renovation Project spans the three communities of Lunenburg, Fitchburg, and Leominster. The corridor of the road that is being designed runs from Kings Corner in Leominster, through Lunenburg to John Fitch Highway in Fitchburg. Three options were presented in rebuilding the road in Lunenburg. Patricia Dornigan, the Senior Project Manager for Vanasse Hangen Brustlin (VHB) was present as well as associates, Laura Castelli, in charge of traffic assessment and analysis, and Steve Derdiarian who worked on landscaping options for the project presented these options to the board.

Trish explained that there are no traffic signals, and very little signage along the road and that the town should consider ameliorating this. Another concern was the residential driveways along the road that could slow traffic such as Graham Street and Youngs Road. Youngs Road now looks more like an industrial area with all the concrete around it, but we could turn it into something that is pedestrian friendly and bike friendly. Also noted was that Whalom Road has quite a bit of extra pavement and we could realign the intersection to pick up landscaping in that area. Graham Street needs a realignment of that intersection as well, it comes in at an oblique angle, people trying to turn have difficulty seeing along that road. We can make the road stop perpendicular to Summer Street so that this sight line would be improved. Noted, that because of the railroad tracks they see limited opportunities for development on that side of the roadway.

Reviewed the following options:

Option A for Summer Street is a proposed two-lane road, with room for ample landscaping and walkways, which would accommodate current and future traffic flow.

Option B would include a third turning lane, similar to the setup of John Fitch Highway in Fitchburg. This would help with traffic turning into residential driveways, as well as turning into the adjacent roads along Summer Street without causing any slowing of the traffic.

Option C would create a four-lane roadway, which would accommodate a very high future traffic growth in that area.

Ernie's concern on Option C is that it would make Summer Street into a race track, a long stretch of new pavement will encourage speeding along that road, he would rather see two or three lanes there to slow down traffic.

Construction for the project will be funded by Mass DOT. However each of the three towns must come up with the funds to cover design costs for the project: The cost to Lunenburg for each option is \$4 million for Option A, \$4.3 million for Option B, and \$4.5 million for Option C.

VHB also looked at the potential future roads as well as future growth in town which would increase the traffic flow. Currently the town has 550 cars per hour, with an expected growth of 650 cars in the years to come.

Steve noted his concerns on the intersection of Graham Street/Summer Street and the landscaping proposed and per Trish, they can look at this and noted that they do look at site lines in re-designing intersections. The "bike paths" are actually along the roadway separated by lines, shoulder area along the roadway.

Paula questioned the "overlay district bylaw" being proposed for the STM and whether there are opportunities to develop and entice commercial/industrial growth along that roadway.

Toby Bakaysa (Planning Board Chair) commented on the number of residential projects and what they were looking for to attract small businesses, restaurants; no large scale store, looking for neighborhood friendly developments/establishments.

Paula questioned if the Planning Board identified how much potential development could occur in this area that is currently zoned commercial or retail. What's the build-out for the retail commercial spaces from a planning standpoint down the road.

Toby noted that at this time they haven't looked at potential economic development growth in this district. We're hoping that the standards that are within the overlay district would give developers guidelines of what Lunenburg wants. Noted that it's really hard to suppose the potential, but difficult to answer, all he can say is that they are trying to put a neighborhood feel for that particular area.

Tom commented that it's the chicken or the egg; what you put there would determine the type of development that would attract neighborhood type of establishments.

Paula's concern is that in going to just two lanes and eliminate turning areas may deter commercial development in that area.

Dave commented that the three lanes with the center turn lane would allow more possibilities in the future, questioned whether there were any discussions with the DPW Director on maintenance of this proposal for sidewalks/plantings/trees.

Toby's perspective is that he would prefer the turning lane option and that they are trying to eliminate parking the front of the establishments to the side and to the rear.

According to Kerry, we are out of money at this point, which we always get to the point where we are out of money. This is the end of the work that the VHB will be doing to put together this conceptual plan, and now we need to do some additional analysis and determine what size makes the most sense. We can follow up with the DPW and find out long-term maintenance, but at this point we need to wait for the design money for this project before we can move forward. Senator Jennifer Flanagan has been campaigning to insert the design funds into the basic bond for construction, and it is expected that sometime between now and the end of the year it will be determined how much money will be found for the design of this project through the state. At that point the town must determine which concept it will work with.

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# **CURRENT BUSINESS**

- 1. Review Update Statement of Interest, School Building John Londa, Director of Facilities of Lunenburg Public Schools presented the attached Statement of Interest Recertification Information for FY11 for consideration in FY2012. Superintendent of Schools and School Committee have signed off and are now asking for the Board of Selectmen to sign as well. Paula moved to recertify the Statement of Interest, Steve seconded, voted unanimously. Kerry signed.
- 2. Discussion regarding Solar Farms Kerry contacted Town Counsel to determine whether or not the Town could have adopted a Solar Bylaw that restricted commercial solar arrays to commercially zoned property, and still be in compliance with MGL. She was advised by Joel Bard that Chapter 40A does allow us the right to restrict the placement of solar arrays. MGL only requires that each

community provide locations within the town where a commercial solar array is allowed by right. Attached is a copy of the State's Model Bylaw, which was developed after ours was approved by Town Meeting [December 2009]. The only way that we could change our Bylaw is through a warrant article at a town meeting.

Dave noted that the Zoning Board of Appeals has a defined role, as does this board. When a project is submitted it has to go through the process that exists. We're at a place where we can't go back on. Our bylaw was adopted prior to the state's Model As of Right Zoning Bylaw, dated December 2010.

Paula commented on a section of the Bylaw that the Planning Board may want to address and would encourage looking forward to adopting some changes so that this type of array could be sited in properly located areas.

John Whelan, 526 West Townsend Road came before the board and commented that he disagrees with Town Counsel's opinion as the Model As-of Right has not been adopted by the town. Our bylaw indicates that these arrays can be developed for an entity's own use. We're talking about 6 million watts and this is clearly commercial and should be regulated as a commercial entity. You shouldn't be able to place a commercial entity on residential land. Referred to MGL Chapter 40A, Section's 1 & 3. We can't prohibit it, but we have to be reasonable, putting such a high voltage commercial entity in a residential zone shouldn't be allowed.

Dave noted that this is a major issue, but not an issue that this board can deal with. The bylaw that exists in this town doesn't prohibit them by-right.

Paula commented that we should take ourselves out of this and direct it back to the Planning Board, noted the language in the bylaw that the town has adopted.

According to Kerry, Attorney Bard did review the bylaw and noted in his opinion that it is allowed as a right.

John believes that the Board of Selectmen has more power than they think they do, he's still being told by the Planning Board that this is out of their hand. You cannot extend commercial property into a residential area. Planning Board doesn't believe they need to have Special Permits for anything because it's "by-right" which is language in the document that we have not adopted.

Toby Bakaysa, Chairman of the Planning Board commented that from a Planning Board perspective we are always willing to look at our bylaws and try to create bylaws that protect the community. The Town was presented with the by-law and being early adopters, there are some issues that you don't foresee and we'll go back and ask legal counsel whether there is anyway that we can change something. He requested approval from the board to contact counsel directly and look at the actions that we can do to protect our community. This community has asked us on a number of occasions to bring commercial development to our community and overall, this is a clean commercial project. Noted that we have limited cell towers placement in town to commercial / industrial areas as well as adult entertainment.

Steve questioned whether the board is considering any other solar/wind projects and according to Toby, none other than the town's proposed array on the old landfill.

Paula pointed out that this is a commercial entity in a residential zone is a valid point and it was her impression that this bylaw was to be for residential homes and not commercial. She does not want to diminish the concerns of the residential property owners.

Tom has read our existing bylaw versus the model that the state now has, our bylaw makes the distinction between residential and commercial projects and would like to see that this is clarified by town counsel noted that the Planning Board may have more authority than they may be aware of. Would concur with Paula to allow you access to town counsel for clarification on the rules. Per Toby it really goes towards Zoning which would go through the Zoning Officer. Would like to ask for specific questions from both the residents and the Board of Selectmen and would like to have these provided within the next week so that we can make the best use of town counsel.

Dave commented that he is in favor of green development, but when you're clear cutting 20 acres of land to put up solar arrays, does it still make it "green".

John also commented that in the town's bylaws for Development Plan Review, "J" & "K" believes that there is a lot more that needs to be discussed and questioned whether if there is going to be a building permit issued.

Per Toby as of right now, this project is ready to move forward and noted that you need to be concious of what other type of development that could there, they could put a 40B development in there. Just because this goes away, it doesn't mean that another type of development could go there. Noted that the Planning Board has a bylaw right now for the STM on design standards and would encourage people to attend the public hearings and town meetings to hear the information of the bylaw changes. According to Toby, this project has gone through the Conservation Commission and it's Paula's understanding that there is an Order of Conditions that have been written for this project. According to Toby, this project went through the site plan review process and not the development planning review process.

Paula would like to have counsel questioned on whether this is ready to proceed and Toby recommended that the Zoning Officer is also involved in this discussion with counsel.

Tom would like to request that this project moving forward is held until that determination has been made and per Kerry, the Zoning Official will not be acting on any permit until that question has been answered by Town Counsel.

Minutes – Board of Selectmen Regular session for 11/8/11 reviewed and signed.
 Warrants - #30 12, 11/15/11 - \$151,737.76 and #9P12RA, 10/31/11 \$506.48 reviewed and signed.

Action File Issues – Paula would like to know if there is way to get feed back from the existing businesses along the Summer Street roadway, perhaps have a public hearing an invite the business owners. Steve would also like to invite the residential property owners.

- **4. Committee Report** Ernie PACC has programs coming up for airing, they will be televising the homecoming events and parade. Artist program coming up and requesting volunteers to assist with the PACC Committee.
- 5. Department Report -

# 6. Town Manager Reports -

Kerry informed the board of the storm debris efforts and on Monday we had joint MEMA/FEMA assessment teams throughout town and they conducted an assessment on the debris. We have not received anything definitive as of yet as they are viewing the county as a whole to determine whether we would qualify for reimbursement. They were very noncommital and wanted to point out to us that any debris clearing efforts that we were to undertake would be done "at risk" and we could potentially be responsible for 100% of those costs. Hoping to hear from them by the end of the week, but have nothing definitive.

Dave noted that if property owners have the ability to clean their property and utilize the landfill they should, and we will be looking at extending the opening of the landfill, excluding the Thanksgiving day weekend, board will discuss this further on next Tuesday.

### **OLD BUSINESS**

1. Review Warrant Articles for Special Town Meeting -

# COMMITTEE APPOINTMENTS/REAPPOINTMENTS/RESIGNATIONS

- 1. Resignation: Troy Daniels, Board of Health (elected office) -
- 2. Resignation: Susan Szocik, Lunenburg Housing Authority (elected office) –

Kerry informed the board of the resignations of Troy Daniels and Susan Szocik. Reviewed the process as outlined in the Town Charter; minimum advertising of 10 days and the respective bodies will convene a joint meeting of these committees/boards with the Board of Selectmen. An appointment will be made to fill the vacancy until the next election. Currently we have received one applicant for the Housing Authority vacancy. These vacancies have been posted on the website and in Town Hall.

# **EXECUTIVE SESSION**

# UPCOMING MEETING SCHEDULE

Being no further business board voted unanimously to adjourn Regular Session at 9:07 P.M.

Respectfully submitted,

Laura Caron-Gustus, Chief Administrative Assistant Board of Selectmen

# **Tax Rate Options**

# **Lunenburg Board of Assessors**

Fiscal Year 2012

	100.0000%	1,120,966,561	Total
2.5365% 10.0271%	2.5365%	28,433,861	Personal Prop
CIP %	1.8201%	20,402,900	Industrial
	5.6704%	63,563,291	Commercial
0.0000% 89.9729%	0.0000%	•	Open Space
R&0%	89.9729%	1,008,566,509	Residential
	PERCENTAGE	VALUE	CLASS

# CLASSIFICATION OPTIONS

O Residential Exempt
O Small Commercial Exemption

18,865,867 Estimated Levy 16.83 Single Tax Rate

			Shar	Share Percentages	ages	eraponistance obligate position				Levy <i>F</i>	Levy Amounts			Esti	mate	Estimated Tax Rates	tes
CIP Shift	Res Factor	Res	0.5	Com	Ind	РÞ	Total	Res	8.0	Com	Ind	РP	Total	Res O	OS Com	om Ind	dd bb
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1.01	99.8886	89.8727	0.0000	5.7271	1.8383	2.5619	100.0000	1.8383   2.5619   100.0000   16,955,257	0	1,080,468	346,815   483,327		18,865,867	16.81	17.	17.00 17.00 17.00	0 17.0
1.02	99.7771	89.7724	0.0000	5.7838	1.8565	2.5873	100.0000	1.8565   2.5873   100.0000   16,936,340	0	1,091,166	350,248	488,113	1,091,166 350,248 488,113 18,865,867	16.79	17.	17.17 17.17 17.17	7 17.3
1.03	99.6657	89.6721	0.0000	5.8405	1.8747	2.6126	100.0000	1.8747   2.6126   100.0000   16,917,423	0	1,101,863	353,682	492,898	,101,863 353,682 492,898 18,865,867	16.77	17.33	33 17.3	17.33 17.33
1.04	99.5542	89.5719	0.0000	5.8972	1.8929	0889.2	100.0000	2.6380   100.0000   16,898,506	0	1,112,561	357,116	497,684	,,112,561 357,116 497,684 18,865,867	16.75	17.	17.50 17.50 17.50	0 17.5
1.05	99.4428	89.4716	0.0000	5.9539	1.9111	2.6634	100.0000	2.6634  100.0000  16,879,590	0	1,123,259	360,550 502,469	502,469	18,865,867	16.74	17.67	.67 17.67	7 17.67
1.06	99.3313	89.3713	0.0000	6.0106	1.9293	2.6887	100.0000	2.6887 100.0000 16,860,673	0	1,133,956	363,984	507,254	363,984 507,254 18,865,867	16.72	17.	17.84 17.84 17.84	4 17.8
1.07	99.2199	89.2710	0.0000	6.0673	1.9475	2.7141	100.0000	1.9475   2.7141   100.0000   16,841,756	0 :	1,144,654	367,417	512,040	367,417 512,040 18,865,867	16.70	18.01	.01 18.01	18.01
1.08	99.1084	89.1708	0.0000	6.1240	1.9657	2.7395	100.0000	1.9657 2.7395 100.0000 16,822,839	0 :	1,155,352	370,851 516,825		18,865,867	16.68	18.18	.18 18.18	.8 18.18
1.09	98.9970	89.0705	0.0000	6.1807	1.9839	2.7648	100.0000	2.7648 100.0000 16,803,922	0	1,166,049	374,285 521,611		18,865,867	16.66	18.34	.34 18.34	18.34
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,604,655	1,593,958 51:	1,583,260 50	1,572,562 504		1,551,167 49	1,540,469 49	1,529,771 491,035	1,519,074   487,601	1,508,376 48	,497,678	1,486,981 47	1,476,283 47	,465,585	1,454,887 46	1,444,190   46		1,422,794 45	1,412,097 45	1,401,399 44	1,390,701 44	,380,004		1	,347,910	,337,213	,326,515	1,315,817 42	,305,120	1	,283,724	1			1,240,933 39	S Com	Levy Amounts
515,071 717,813	511,637 713,027	508,204 708,242	504,770 703,457 18,865,867		497,902 693,886	494,468 689,100	1,035 684,315	7,601 679,529	484,167 674,744	480,733 669,959	665,173		655,602	466,998 650,817	463,564 646,032	460,130 641,246	456,696 636,461	453,263 631,675	449,829 626,890	446,395 622,104		1			226	792	J		- 1					398,322 555,109	Ind PP	ounts
	713,027 18,865,867											18,865,867	18,865,867	- 1	- 1	- 1	- 1	1	18,865,867	18,865,867	18,865,867	18,865,867	18,865,867	18,865,867	18,865,867	18,865,867	18,865,867	18,865,867		18,865,867	18,865,867	18,865,867	18,865,867	18,865,867	Total	
																																			Res OS Com	Estimated Tax Rates
1 25.24 25.24			24.74	24.57	24.40	24.24	24.07	23.90	23.73	23.56	23.39	23.23	23.06	22.89	22.72	22.55	22.38	22.22	22.05	21.88	21.71	21.54	21.37	21.21	21.04	20.87	20.70	20.53	20.36	20.20	20.03	19.86	19.69		n Ind PP	Tax Rates

# **November 22, 2011**

- 1. 7:00 p.m. Bootleggers, Extension of Premises, Alcohol License
- 2. 7:00 p.m. Center Pizza, transfer of beer & wine license to new lessee
- 3. 7:30 p.m. Thomas Silver, applicant for Historical Commission [second applicant not available until 12/6/11]
- 4. 7:30 p.m. Brent Benson, applicant for Cultural Council.
- 5. HB1972, election, primary
- 6. Update on Street Light issue
- 7. MPO Sub-Region Representative
- 8. Review of Warrant Articles for Special Town Meeting

# **December 6, 2011**

- 1. 7:30 p.m. Amory Phelps, applicant for Historical Commission [2 of 2 for 1 vacancy]
- 2. Liquor License Renewals

# **December 13, 2011**

- 1. 8:00 p.m. Joint Meeting w/ BOH to fill vacancy [Emond unavailable until after 7:30 p.m.]
- 2. Joint Meeting w/ Housing Authority to fill vacancy

# **December 20, 2011**

# **Pending Items:**

- 1. Adoption of Statewide Mutual Aid Agreement
- 2. Update on Woodruff Farm
- 3. Application for 40S Funding
- 4. Review Plumbing, Gas, Electrical Permit Fee Schedule
- 5. Request to increase Ambulance Fees, continued
- 6. Mulpus Road/Townsend Harbor Road intersection, survey report
- 7. BOS Policies & Procedures
- 8. Review Track & Field User Fee Proposal from Parks Commission
- 9. Personnel Metrics/ Performance Management/ Merit Pay discussion w/ Labor Counsel
- 10. Permanent Closure of Holman Street Bridge
- 11. Review discussion of Water IMA; water service in town

# **Town Meeting Warrant Articles:**

1. New Revolving Fund- to collect Off Road Vehicle fines

# STATEMENT OF INTEREST RECERTIFICATION INFORMATION

The Statement of Interest Recertification Form below should be used to re-file an FY2011 Statement of Interest ("SOI") for consideration in FY2012. Please note that the District must meet certain criteria to be eligible to recertify an SOI. The requirements are noted below.

# **ELIGIBILITY TO RECERTIFY A STATEMENT OF INTEREST\***

A district can recertify an FY2011 Statement of Interest if:

- 1. there are NO changes to the substance of the FY2011 SOI that was submitted by the district;
- 2. there is **NO** change to the priority status of the FY2011 SOI that was submitted by the district (i.e., if the 2011 SOI was the district's priority in 2011, it is still the district's priority in 2012, and if the 2011 SOI was not the district's priority in 2011, it is still not the district's priority in 2012);
- 3. there are **NO** changes to the conditions of the facility since the FY2011 SOI was submitted to the MSBA;
- 4. there are **NO** changes to the closed school information that was submitted by the district with the FY2011 SOI; **AND**
- 5. the District provided the required vote documentation to the satisfaction of the MSBA with its FY2011 SOI submission.\*\*

\*The recertification option is not available for FY2011 Green Repair Program SOIs or for SOIs that were filed prior to FY2011.

\*\*If the MSBA receives a recertification request and the vote documentation submitted with its FY2011 SOI was not satisfactory, the MSBA will notify the district.

To recertify an FY2011 SOI, the district should complete and submit the Statement of Interest Recertification form below with the required signatures by <u>November 30, 2011</u> to be considered in FY2012. Please note, the District must complete and submit a separate Statement of Interest Recertification Form for each FY2011 SOI it plans to recertify.

If the local votes were properly submitted in the format required by the MSBA with the initial SOI submission in FY2011, the district will not need to take additional local votes.

The MSBA will not consider a recertified SOI without a properly completed and submitted Statement of Interest Recertification Form, which shall have original signatures of the required signatories.

# \*\*\*RECERTIFYING IS NOT AN OPTION FOR EVERY SOI\*\*\*

If the District determines that there are any necessary changes that need to be made to the SOI filed for consideration in FY2011, the District should not recertify the SOI. In this case, the District should proceed with submitting a new SOI with updated information. If the District submitted an SOI for consideration in FY2011 and would like to submit an SOI for the same school for consideration in FY2012 with some changes, the MSBA can assist the District by prepopulating an SOI with the FY2011 data. The District can then adjust the information to reflect the current status of the school facility for which the SOI is being submitted.

If the District has any questions about how to proceed with filing an SOI for FY2012, please contact Brian McLaughlin at 617-720-4466 or Brian.McLaughlin@massschoolbuildngs.org.



# STATEMENT OF INTEREST RECERTIFICATION FORM

	District Name: <u>Lunenburg Public Schools</u>
	School Name: Turkey Hill Middle School
	FY2011 SOI #:
	Primary SOI Contact Name: <u>Loxi Calmes</u>
	Primary SOI Contact Phone Number: 978-582-4100 X211
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# **CERTIFICATIONS**

The undersigned hereby certifies that, to the best of his/her knowledge, information, and belief, the statements and information contained in this Statement of Interest Recertification and in the FY2011 Statement of Interest ("SOI") that was submitted to the MSBA for consideration in FY2012 are true and accurate and that this Statement of Interest Recertification and the FY2011

Statement of Interest have been prepared under the direction of the District school committee and the undersigned are duly authorized to submit the Statement of Interest Recertification to the Massachusetts School Building Authority (the "MSBA").

Further, the undersigned hereby certifies that, to the best of his/her knowledge, information, and belief, the conditions at the school that is the subject of this Statement of Interest Recertification and the FY2011 SOI have not changed since the FY2011 SOI was submitted for consideration by the MSBA. The undersigned hereby further certifies and that the information provided to the MSBA in the FY2011 SOI is still a true and accurate statement of the problems at the school facility that is the subject of this Statement of Interest Recertification.

Further, the undersigned hereby certifies that there is no change to the status of the District's selected priority Statement of Interest for FY2011 and that the same Statement of Interest that the district selected as its priority for consideration in FY2011 is still the District's priority.

Further, the undersigned hereby certifies that there is no change to the closed school information that was submitted by the district with the FY2011 SOI.

Further, the undersigned hereby certifies that, to the best of his/her knowledge, information, and belief, the District provided the proper vote documentation, in the format prescribed by the MSBA, to the MSBA for its FY2011 SOI submission. The District hereby acknowledges and agrees that, if the District failed to provide the required vote documentation with its FY2011 SOI submission, this Statement of Interest Recertification submission will not be considered complete.

Further, the undersigned hereby acknowledges and agrees that the District must print and submit a hard copy of this Statement of Interest Recertification with the required signatures to the MSBA and that this Statement of Interest Recertification submission will not be considered complete until the MSBA receives the Statement of Interest Recertification with the required signatures in a format acceptable to the MSBA.

Further, the undersigned hereby acknowledges and agrees to provide, upon request by the MSBA, any additional information relating to this Statement of Interest Recertification and the District's FY2011 SOI that may be requested or required by the MSBA.

Further, the undersigned hereby acknowledges and agrees that the District will abide by all federal and state laws and all rules, regulations, policies, and guidelines of the MSBA and that the District has no entitlement to funds and that the awarding of a grant, if any, is at the sole discretion of the MSBA.

LOCAL CHIEF EXECUTIVE OFFICER (E.g., Mayor, Town Manager, Board of Selectmen)	DISTRICT SUPERINTENDENT	SCHOOL COMMITTEE CHAIR
(print name)	Loxi To Colmes (print name)	David Reif (print name)
(signature)	(signature)	(signature)
(date)	(date)	(date)

<sup>\*</sup> The MSBA will not consider a recertified SOI without a properly completed and submitted Statement of Interest Recertification which shall (1) provide the names of the required signatories, (2) have the original signatures of the required signatories, and (3) shall be dated by the required signatories. The recertified SOI must also meet all of the MSBA's requirements to be considered by the MSBA.